



U.S. Department of Justice

United States Attorney
 Southern District of New York

*The Silvio J. Mollo Building
 One Saint Andrew's Plaza
 New York, New York 10007*

May 4, 2020

By ECF

The Honorable Kenneth M. Karas
 United States District Judge
 Southern District of New York
 Charles L. Brieant, Jr. United States Courthouse
 300 Quarropas Street
 White Plains, New York 10601

Re: *United States v. Nicholas Tartaglione*, 16 CR 832 (KMK)

Dear Judge Karas:

The Government submits this letter to update the Court on the conclusion of the privilege review of the data forensically extracted from the contraband cellphone and the contraband cellphone's SIM card, which were seized from the defendant by the Bureau of Prisons. Consistent with his expectation, on May 1, 2020, counsel to the defendant, Bruce Barket, Esq., conveyed to the Government that his privilege review of this data was concluded and that he would not assert any privilege on behalf of his client regarding the contraband cellphone. Thereafter, the Government received confirmation from learned counsel to the defendant, Michael Bachrach, Esq., that learned counsel similarly would not assert any privilege on behalf of their client regarding the contraband cellphone. Accordingly, the Government considers the privilege review concluded and will proceed to release the contraband cellphone and its contents to those personnel from the Government assigned to the prosecution of the above-captioned case tomorrow, May 5, 2020 after 12:00 PM.

Respectfully submitted,

GEOFFREY S. BERMAN
 United States Attorney

By:

Thomas John Wright

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 Assistant United States Attorney
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cc: All Counsel (by ECF)